IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE CIVIL JURISDICTION

Writ Petition No.430l of 2005

Angad W Nalavade ..petitioner
vs
Collector of Solapur and ors. respondents

Mr. V N Tayade for petitioner
Mr V.S.Gokhale AGP for State

CORAM: A.P.SHAH & J.H.BHATIA JJ.

Dated 8.7.2005

P.C:

. The land of the petitioner was acquired by the respondents under the Land Acquisition Act for public purpose of Sina Kolegaon Project. Award has been passed under the Land Acquisition Act and compensation has been paid to the petitioner for the land as well as standing trees. It appears that the petitioner and other farmers issued a joint letter to the SLAO that compensation for the trees be equally distributed amongst four farmers i.e. the potitioner, Kalyan Sitaram Neel, Vaishistha Guruba Hunde, and Trimbak Eknath Khose. The grievance of the petitioners is that majority of trees are situated in his land and he was coerced to sign the letter to the SLAO. According to the petitioner the compensation for trees which has been paid to the petitioner is totally

inadequate and he was compelled to accept lesser compensation under duress. In our opinion the controversy of this nature canot be resolved in writ jurisdiction under Art 226 of the Constitution. The petitioner is free to adopt appropriate proceedings permissible in law for redressal of his grievances. Petition is therefore dismissed with liberty as aforesaid.